

SHB 1259 - S COMM AMD

By Committee on Natural Resources, Ocean & Recreation

ADOPTED 04/05/2007

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 79A.05.065 and 1999 c 249 s 305 are each amended to
4 read as follows:

5 (1)(a) The commission shall grant to any person who meets the
6 eligibility requirements specified in this section a senior citizen's
7 pass which shall ~~((a))~~ entitle such person, and members of his or her
8 camping unit, to a fifty percent reduction in the campsite rental fee
9 prescribed by the commission, and ~~((b))~~ entitle such person to free
10 admission to any state park.

11 ~~((2))~~ (b) The commission shall grant a senior citizen's pass to
12 any person who applies for the same and who meets the following
13 requirements:

14 ~~((a))~~ (i) The person is at least sixty-two years of age; and

15 ~~((b))~~ (ii) The person is a domiciliary of the state of Washington
16 and meets reasonable residency requirements prescribed by the
17 commission; and

18 ~~((c))~~ (iii) The person and his or her spouse have a combined
19 income which would qualify the person for a property tax exemption
20 pursuant to RCW 84.36.381(~~, as now law or hereafter amended~~). The
21 financial eligibility requirements of this ~~(subparagraph (c))~~
22 subsection (1)(b)(iii) shall apply regardless of whether the applicant
23 for a senior citizen's pass owns taxable property or has obtained or
24 applied for such property tax exemption.

25 ~~((3))~~ (c) Each senior citizen's pass granted pursuant to this
26 section is valid so long as the senior citizen meets the requirements
27 of (b)(ii) of this subsection ~~((2)(b) of this section)~~.
28 Notwithstanding, any senior citizen meeting the eligibility
29 requirements of this section may make a voluntary donation for the
30 upkeep and maintenance of state parks.

1 ~~((4))~~ (d) A holder of a senior citizen's pass shall surrender the
2 pass upon request of a commission employee when the employee has reason
3 to believe the holder fails to meet the criteria in (b) of this
4 subsection ~~((2)(a), (b), or (c) of this section)~~. The holder shall
5 have the pass returned upon providing proof to the satisfaction of the
6 director of the parks and recreation commission that the holder does
7 meet the eligibility criteria for obtaining the senior citizen's pass.

8 ~~((5))~~ (2)(a) Any resident of Washington who is disabled as
9 defined by the social security administration and who receives social
10 security benefits for that disability, or any other benefits for that
11 disability from any other governmental or nongovernmental source, or
12 who is entitled to benefits for permanent disability under RCW
13 71A.10.020(3) due to unemployability full time at the minimum wage, or
14 who is legally blind or profoundly deaf, or who has been issued a card,
15 decal, or special license plate for a permanent disability under RCW
16 46.16.381 shall be entitled to receive, regardless of age and upon
17 making application therefor, a disability pass at no cost to the
18 holder. The pass shall ~~((a))~~ entitle such person, and members of his
19 or her camping unit, to a fifty percent reduction in the campsite
20 rental fee prescribed by the commission, and ~~((b))~~ entitle such
21 person to free admission to any state park.

22 ~~((6))~~ (b) A card, decal, or special license plate issued for a
23 permanent disability under RCW 46.16.381 may serve as a pass for the
24 holder to entitle that person and members of the person's camping unit
25 to a fifty percent reduction in the campsite rental fee prescribed by
26 the commission, and to allow the holder free admission to state parks.

27 ~~((7))~~ (3) Any resident of Washington who is a veteran and has a
28 service-connected disability of at least thirty percent shall be
29 entitled to receive a lifetime veteran's disability pass at no cost to
30 the holder. The pass shall: (a) Entitle such person, and members of
31 his or her camping unit, to free use of any campsite within any state
32 park; (b) entitle such person to free admission to any state park; and
33 (c) entitle such person to an exemption from any reservation fees.

34 ~~((8))~~ (4) All passes issued pursuant to this section shall be
35 valid at all parks any time during the year ~~((:—PROVIDED, That))~~.
36 However, the pass shall not be valid for admission to concessionaire
37 operated facilities.

1 ~~((9))~~ (5) The commission may deny or revoke any Washington state
2 park pass issued under this section for cause, including but not
3 limited to the following:

4 (a) Residency outside the state of Washington;

5 (b) Violation of laws or state park rules resulting in eviction
6 from a state park;

7 (c) Intimidating, obstructing, or assaulting a park employee or
8 park volunteer who is engaged in the performance of official duties;

9 (d) Fraudulent use of a pass;

10 (e) Providing false information or documentation in the application
11 for a state parks pass;

12 (f) Refusing to display or show the pass to park employees when
13 requested; or

14 (g) Failing to provide current eligibility information upon request
15 by the agency or when eligibility ceases or changes.

16 (6) This section shall not affect or otherwise impair the power of
17 the commission to continue or discontinue any other programs it has
18 adopted for senior citizens.

19 ~~((10))~~ (7) The commission may engage in a mutually agreed upon
20 reciprocal or discounted program for all or specific pass programs with
21 other outdoor recreation agencies.

22 (8) The commission shall adopt such rules as it finds appropriate
23 for the administration of this section. Among other things, such rules
24 shall prescribe a definition of "camping unit" which will authorize a
25 reasonable number of persons traveling with the person having a pass to
26 stay at the campsite rented by such person, a minimum Washington
27 residency requirement for applicants for a senior citizen's pass and an
28 application form to be completed by applicants for a senior citizen's
29 pass.

30 **Sec. 2.** RCW 79A.05.165 and 2003 c 53 s 382 are each amended to
31 read as follows:

32 (1) Every person is guilty of a misdemeanor who:

33 (a) Cuts, breaks, injures, destroys, takes, or removes any tree,
34 shrub, timber, plant, or natural object in any park or parkway except
35 in accordance with such rules as the commission may prescribe; or

36 (b) Kills, or pursues with intent to kill, any bird or animal in

1 any park or parkway except in accordance with a research pass, permit,
2 or other approval issued by the commission, pursuant to rule, for
3 scientific research purposes; or

4 (c) Takes any fish from the waters of any park or parkway, except
5 in conformity with such general rules as the commission may prescribe;
6 or

7 (d) Willfully mutilates, injures, defaces, or destroys any
8 guidepost, notice, tablet, fence, inclosure, or work for the protection
9 or ornamentation of any park or parkway; or

10 (e) Lights any fire upon any park or parkway, except in such places
11 as the commission has authorized, or willfully or carelessly permits
12 any fire which he or she has lighted or which is under his or her
13 charge, to spread or extend to or burn any of the shrubbery, trees,
14 timber, ornaments, or improvements upon any park or parkway, or leaves
15 any campfire which he or she has lighted or which has been left in his
16 or her charge, unattended by a competent person, without extinguishing
17 it; or

18 (f) Places within any park or parkway or affixes to any object
19 therein contained, without a written license from the commission, any
20 word, character, or device designed to advertise any business,
21 profession, article, thing, exhibition, matter, or event.

22 (2)(a) Except as provided in (b) of this subsection, a person who
23 violates any rule adopted, promulgated, or issued by the commission
24 pursuant to the provisions of this chapter is guilty of a misdemeanor.

25 (b) The commission may specify by rule, when not inconsistent with
26 applicable statutes, that violation of the rule is an infraction under
27 chapter 7.84 RCW."

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28 On page 1, line 1 of the title, after "passes;" strike the
29 remainder of the title and insert "and amending RCW 79A.05.065 and
30 79A.05.165."

EFFECT: Adds language authorizing the state parks and recreation commission to allow the taking of birds and other animals within state parks for scientific research purposes.

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